

**RECEIVED
CENTRAL FAX CENTER**

Page 1 of 2

MAY 07 2007

**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. BOX 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/576,571	Harry E. Orton	0091 0017 - PTM
RECEIVED		INTERNATIONAL APPLICATION NO.
		PCT/CA03/01603
000720 OYEN, WIGGS, GREEN & MUTALA LLP 480 - THE STATION 601 WEST CORDOVA STREET VANCOUVER, BC V6B 1G1 CANADA		LA. FILING DATE PRIORITY DATE
		10/20/2003
DEC 29 2006 OYEN WIGGS GREEN & MUTALA LLP		CONFIRMATION NO. 4125 371 FORMALITIES LETTER "0C00000021521424"

Date Mailed: 12/08/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/20/2006
- Copy of the International Search Report filed on 04/20/2006
- Copy of IPE Report filed on 04/20/2006
- Oath or Declaration filed on 04/20/2006
- U.S. Basic National Fees filed on 04/20/2006
- Specification filed on 04/20/2006
- Claims filed on 04/20/2006
- Abstracts filed on 04/20/2006
- Drawings filed on 04/20/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$180 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the Inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**RECEIVED
CENTRAL FAX CENTER**
Page 2 of 2

MAY 07 2007

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$245 for a Small Entity:

- **\$65 Surchage.**
- Total additional claim fee(s) for this application is **\$ 180**
 - \$180 for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/576,571	PCT/CA03/01603	0091 0017

FORM PCT/DO/EO/805 (371 Formalities Notice)

05/09/2007 GFREY1 00000055 10576571

01 FC:2617	65.00 OP
02 FC:2616	180.00 OP

RECEIVED
CENTRAL FAX CENTER

002

MAY 07 2007

PTO/SB/21 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

8

Application Number

10/576,571

Filing Date

10/20/2003

First Named Inventor

Harry E. ORTON

Art Unit

Examiner Name

Attorney Docket Number

0091 0017

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO - 2038 Declaration
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input checked="" type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Oyen Wiggs Green & Mutala LLP		
Signature			
Printed name	Bruce M. Green		
Date	May 7, 2007	Reg. No.	30,524

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Bruce M. Green	Date	May 7, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

MAY 07 2007

OYEN WIGGS GREEN & MUTALA

INTELLECTUAL PROPERTY LAWYERS

REGISTERED PATENT AND TRADEMARK AGENTS

PHONE: (604) 669-3432

Gerald O.S. Oyen*	Blake R. Wiggs*
Bruce M. Green*	Catherine D. Mutala*
David J. McGruder*	Thomas W. Bailey*
Gavin N. Manning*	George F. Kondor
Hilton W. C. Sue	Craig A. Aah
Richard A. Johnson	Todd A. Ratney
*Law Corporation	

180 - THE STATION
801 WEST CORDOVA STREET

FAX: (604) 681-4081

VANCOUVER, B.C., CANADA

owgm@patentable.com
www.patentable.com

V6B 1G1

PLEASE QUOTE
OUR FILE NO.

0091 0017

TRANSMITTAL SHEETDATE: 7 May 2007

TO: UNITED STATES PATENT & TRADEMARK OFFICE
 ATTN: Mail Stop Missing Parts
 RE: Serial No.: 10/576,571
 NO.: 571-273-8300

NO. OF PAGES INCLUDING THIS SHEET: 9

OUR FAX NUMBER IS (604) 681-4081

IF YOU DO NOT RECEIVE ALL PAGES OR IF YOU HAVE ANY
 PROBLEMS, PLEASE CONTACT OUR OPERATOR AT (604) 669-3432.

OPERATOR: BMGPlease Note:

This telecopy is directed in confidence solely to the person named above. The contents of this telecopy may be subject to solicitor-client privilege. All rights to that privilege are expressly claimed and not waived.

We are aware that occasional transmission errors occur in routing telecopied messages. If you have received this telecopy in error, please notify us immediately by telephone, and return the original transmission to us by mail, or destroy the same, without making a copy.

Thank you.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on 7 May 2007


Bruce M. Green Regn. No. 30,524